

*Marrero, J*

Thomas E. Willoughby (TW4452)  
HILL RIVKINS & HAYDEN LLP  
45 Broadway, Suite 1500  
New York, New York, 10006  
(212) 669-0600

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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
MACCAFERRI, INC.,

Index No.  
07 Civ. 2988 (VM)

Plaintiff,

- against -

**ORDER OF DISMISSAL  
WITH PREJUDICE**

M/V "MSC TASMANIA", *in rem*, Mediterranean  
Shipping Company, S.A., Geneva, and  
Tasmania S.A., *in personam*

Defendants.  
-----X

No answer having been filed and a settlement agreement having been reached, this action is hereby discontinued as to all parties pursuant to Fed. R. Civ. P. 41 (a)(1)(i) without prejudice and without costs against defendants, and it is hereby

ORDERED that the same be and hereby is dismissed against the said defendants without prejudice and without costs.

Dated: September 10, 2007

HILL RIVKINS & HAYDEN LLP  
Attorneys for Plaintiff

By: *Thomas E. Willoughby*

Thomas E. Willoughby (TW4452)  
45 Broadway, Suite 1500  
New York, New York 10006  
(212) 669-0600

SO ORDERED: *10 September 2007*

*VICTOR MARRERO*  
VICTOR MARRERO  
United States District Judge